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## TRANSMITTAL FORM

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Total Number of Pages in This Submission

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Application Number

09/673,274

Filing Date

April 12, 1999

First Named Inventor

Lamberty, Mireille

Group Art Unit

1653

Examiner Name

Samuel W. Liu

Attorney Docket Number

A33595-PCT-USA072667.0166

### ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☐ Fee Attached

☒ Amendment / Reply

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☐ Other Enclosure(s) (please identify below):

Remarks



Response to Office Communication and Notice to Comply

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

BakerBotts LLP  
30 Rockefeller Plaza  
New York, NY 10112

Signature

Att Name: Alicia A. Russo  
PTO Reg: 46,192

Date

April 4, 2003

### CERTIFICATE OF MAILING

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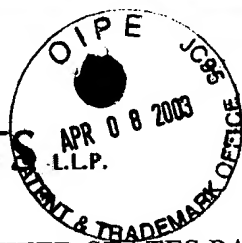
Typed or printed name

Alicia A. Russo

Signature

Date April 4, 2003

**BAKER BOTTS**



Attorney Docket: A33595 PCT USA 072667.0166  
PATENT

*Handwritten notes and signatures:*  
A-21  
Response  
4/17/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : LAMBERTY, Mireille *et al.*  
Serial No. : 09/673,274 Examiner : Liu, Samuel W.  
Filed : April 12, 1999 Group Art Unit: 1653  
For : GENE CODING FOR HELIOMICINE, AND USE THEREOF

**RESPONSE TO OFFICE COMMUNICATION**  
**AND NOTICE TO COMPLY**

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April 4, 2003  
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Alicia A. Russo  
Attorney Name

*Alicia A. Russo*  
Signature

46,192  
PTO Registration No

April 4, 2003  
Date of Signature

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This paper is submitted in response to the Office Communication and attached Notice to Comply dated March 11, 2003. In the Office Communication, the Examiner indicated that Applicants' prior responses filed October 18, 2002 and January 21, 2003 were not fully responsive to the Restriction Requirement issued September 30, 2002 because Applicants inadvertently provided a sequence identifier for a nucleotide sequence instead of a peptide sequence when specifying the elected peptide sequence of Group I.